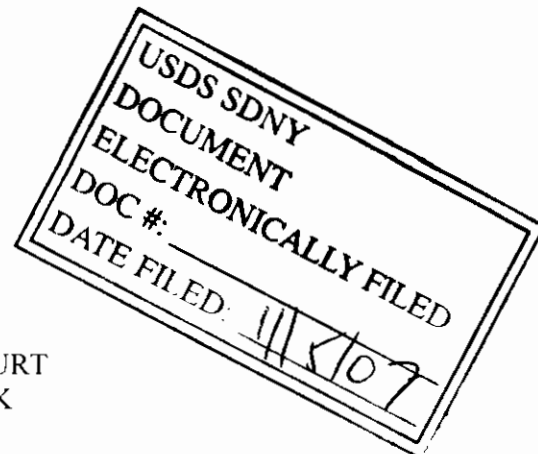


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IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

**Great American Tool Company, Inc.,**  
a New York Corporation,

Plaintiff,

vs.

**Columbia River Knife and Tool Co.,**  
an Oregon Corporation,

Defendant.

) Civil No.: 07 CV 2905 (RJS)

)

) **ECF CASE**

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**PLAINTIFF GREAT AMERICAN TOOL COMPANY INC.'S  
NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiff Great American Tool Company, Inc. ("GATCO") hereby dismisses this action without prejudice pursuant to Fed. R. Civ. P. 41(a)(1).

No adverse party has yet served either an answer to the Complaint or a motion for summary judgment. GATCO has never before dismissed an action based on or including the same claims in any court of the United States or in any state court.

Dated: November 2, 2007

Respectfully Submitted,

DARBY & DARBY, P.C.

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*Attorneys for Plaintiff Great American  
Tool Company, Inc.*

SO ORDERED.

Dated:



RICHARD J. SULLIVAN  
U.S.D.J.